

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

DR 1996-007346

11/16/2004

PRO TEM BARRY C. DICKERSON  
FOR HON. JOHN R. DITSWORTH

CLERK OF THE COURT  
P. Noell  
Deputy

000387734900  
IN RE THE MARRIAGE OF  
JOEL NORMAN BRODY

FILED: 11/18/2004

JOEL NORMAN BRODY  
15041 N 7TH DR  
PHOENIX AZ 85023

AND

GABRIELA BRODY

GABRIELA BRODY  
817 B SOUTH TENTH AVE #216  
PHOENIX AZ 85007

BARRY C DICKERSON  
AG-CHILD SUPPORT-NORTH  
CENTRAL OFFICE

MINUTE ENTRY

Courtroom 602

10:17 a.m. This is the time set for Return Hearing Re: Modification of Custody, Parenting Time and Child Support. Petitioner/Father is present on his own behalf. Respondent/Mother is present on her own behalf.

A record of the proceeding is made by CD in lieu of a Court Reporter.

Discussion is held regarding the status of the case.

**IT IS ORDERED** setting an Evidentiary Hearing Re: Custody, Parenting Time and Child Support on **February 1, 2005 at 1:30 p.m.** before:

The Honorable John R. Ditsworth  
Maricopa County Superior Court

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Central Court Building  
201 W. Jefferson, 6<sup>th</sup> Floor  
Courtroom 602  
Phoenix, AZ 85003

Time Allotted: 1.5 Hours

Each party shall have one-half of the allotted time to present his or her case.

Failure of counsel or of any party to appear at the hearing or to comply with the orders below may result in the imposition of any or all available sanctions authorized by Rule 6.2, Local Rules of Superior Court, Maricopa County, including hearing this matter as a default.

**IT IS FURTHER ORDERED:**

1. The parties shall exchange lists of witnesses, disclosure of the testimony of each witness and exhibits five (5) days prior to the hearing. At this meeting, the parties and counsel, if any, shall use their best efforts to resolve the issues raised in the petition or motion scheduled for hearing. Absent good cause, exhibits not exchanged will not be admitted, witnesses not listed will not testify, and testimony not disclosed will not be admitted.
2. All discovery shall be completed no later than seven (7) days prior to the hearing.
3. The parties shall file the following documents three (3) days prior to the Evidentiary Hearing:
  - a. A Joint Pre-hearing Statement required by Rule 6.8(b), Local Rules of Superior Court, Maricopa County.
  - b. An Affidavit of Financial Information, if an affidavit has not been filed within the past six (6) months that is substantially accurate at the time of the hearing.
  - c. If either party believes child support is an issue, a Child Support Worksheet completed pursuant to the Statewide Child Support Guidelines. If a jointly prepared Worksheet is not filed, each party shall file a completed Child Support Worksheet.
  - d. Any written objections to the admission into evidence of exhibits listed and exchanged by an opposing party. Objections that are not made are waived unless the basis for the objection was not known or

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could not reasonably have been know by counsel or the party making the objection.

4. If spousal maintenance is requested, the party requesting spousal maintenance shall prepare a document listing the amount of spousal maintenance requested, the need for spousal maintenance, including a list of monthly expenses, and the factors under A.R.S. § 25-319 justifying the amount of spousal maintenance. The document shall be provided to the other party no later than five (5) days prior to the date set for hearing.
5. If division of debts is at issue, the parties shall prepare and exchange a list of all debts, including creditor's name, amount of debt, monthly payment amount, the reason the debt was incurred and who should pay the debt.

**IT IS FURTHER ORDERED** that no less than three (3) business days prior to the hearing, the parties and, if represented, counsel shall exchange and provide to the clerk of this division all exhibits they shall seek to admit into evidence. All exhibits shall be hand-delivered to court staff at this Division's Suite B, Central Court Building. No hearing exhibits shall be presented for marking that have not been previously exchanged. No duplicate exhibits shall be presented for marking. Any objections to the proposed evidence must be filed within two (2) business days prior to the hearing. **Failure to obey these orders may result in exclusion of the exhibit and waiver of objections.**

The parties may present to the Court a Stipulation resolving any issues or a stipulated Agreement, with accompanying documents subject to the Court's review for sufficiency, for immediate entry should the entire case be settled.

**POSTPONEMENTS AND SCHEDULE CHANGES**

Postponements and schedule changes will not ordinarily be granted. Any postponement or change will be granted only in accordance with appropriate rules, based on a showing of good cause and require the express written approval of the Court.

**NOTE: All Court proceedings are recorded by audio method and not by a court reporter. Any party may request the presence of a court reporter by contacting this Division three court business days before the scheduled hearing.**

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.

10:27 a.m. Matter concludes.